

12/27/00  
jc950 U.S. PTO

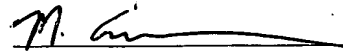
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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**CERTIFICATE OF EXPRESS MAILING**

I hereby certify that this paper and the documents and/or fees referred to as attached therein are being deposited with the United States Postal Service on December 27, 2000 in an envelope as "Express Mail Post Office to Addressee" service under 37 CFR §1.10, Mailing Label Number EL749217523US, addressed to the Assistant Commissioner for Patents, Washington, DC 20231.

  
Misha Eisman

Attorney Docket No.: WVANP013

First Named Inventor: Joyo Wijaya

jc760 U.S. PTO  
09/750385  
12/27/00

**UTILITY PATENT APPLICATION TRANSMITTAL (37 CFR. § 1.53(b))**

Assistant Commissioner for Patents  
Box Patent Application  
Washington, DC 20231

Sir: This is a request for filing a patent application under 37 CFR. § 1.53(b) in the name of inventors:  
**Joyo Wijaya, and Louis H. Borders**

For: **TECHNIQUE FOR IMPLEMENTING ITEM SUBSTITUTION FOR UNAVAILABLE ITEMS RELATING TO A CUSTOMER ORDER**

Assigned to: Webvan Group Inc.

**Application Elements:**

- ☒ 33 Pages of Specification, Claims and Abstract
- ☒ 8 Sheets of formal Drawings
- ☒ 2 Pages Combined Declaration and Power of Attorney -Unexecuted

**Accompanying Application Parts:**

- ☒ Do not publish this application. Nonpublication Request is attached.
- ☐ Assignment and Assignment Recordation Cover Sheet (recording fee of \$40.00 enclosed)
- ☐ 37 CFR 3.73(b) Statement by Assignee
- ☐ Information Disclosure Statement with Form PTO-1449
- ☐ Copies of IDS Citations
- ☐ Preliminary Amendment
- ☒ Return Receipt Postcard
- ☐ Other:

Fee Calculation (37 CFR § 1.16)

☐ Applicant is entitled to Small Entity Status under 37 C.F.R. §1.27.

	(Col. 1) Total Claims		(Col. 2) Claims	(Col. 3) Present Extra	Rate	Additional Fee
TOTAL	35	MINUS	20	= 15	x 18	270.00
INDEP.	6	MINUS	3	= 3	x 80	240.00
[ ] First presentation of multiple dependent claim					\$270	
Basic Filing Fee under 37 C.F.R. §1.16(a)					\$710	710.00
TOTAL						1220.00
SMALL ENTITY 50% FILING FEE REDUCTION (if applicable)						

☒ Check No. 3611 in the amount of \$1220.00 is enclosed.

☒ The Commissioner is authorized to charge any fees beyond the amount enclosed which may be required, or to credit any overpayment, to Deposit Account No. 500388 (Order No. WVANP013).

General Authorization for Petition for Extension of Time (37 CFR §1.136)

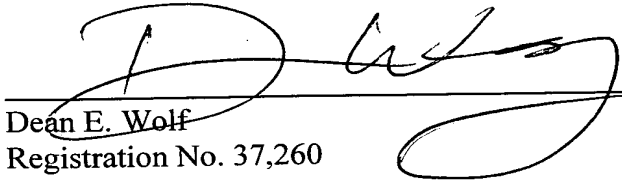
☒ Applicants hereby make and generally authorize any Petitions for Extensions of Time as may be needed for any subsequent filings. The Commissioner is also authorized to charge any extension fees under 37 CFR §1.17 as may be needed to Deposit Account No. 500388 (Order No. WVANP013).

☒ Please send correspondence to the following address:

**Customer Number 022434**  
BEYER WEAVER & THOMAS, LLP  
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Date: 12/27/00

  
\_\_\_\_\_  
Dean E. Wolf  
Registration No. 37,260

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Wijaya et al.

Attorney Docket No.: WVANP013

Application No.: NEW

Examiner: UNKNOWN

Filed: HEREWITH

Group: UNKNOWN

Title: TECHNIQUE FOR IMPLEMENTING  
ITEM SUBSTITUTION FOR  
UNAVAILABLE ITEMS RELATING TO  
A CUSTOMER ORDER



NONPUBLICATION REQUEST AND CERTIFICATION  
(35 U.S.C. 122(b)(2)(B)(i))

Assistant Commissioner for Patents  
Box Patent Application  
Washington, DC 20231

Sir:

I hereby certify that the invention disclosed in the attached application has not and will not be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen (18) months after filing. I hereby request that the attached application **NOT** be published under 35 U.S.C. 122(b).

Date:

12/27/00

  
Dean E. Wolf

Registration No. 37,260

**NOTE:**

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application upon filing.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications, eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign of international application. Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).